

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
5:06cv88**

AUTO-OWNERS INSURANCE COMPANY,

Plaintiff,

Vs.

**NORTHWESTERN HOUSING ENTERPRISES,
INC.; EDWARD G. FOWLER; JONATHAN D.
PRESNELL and ELIZABETH P. PRESNELL;
DONALD W. BARTON and LAURIE A.
CIMINO; JASON E. JARRELL and SHIRON
L. JARRELL; MARK M. ILLICH and
BRANDY ILLICH; JOHN C. WATSON and
JILL M. WATSON; SARA V. COOK;
MICHAEL D. FORRESTER and AMY L.
FORRESTER; WALTER D. ANDERSON and
JENNIFER L. ANDERSON and ELIZABETH
A. MURRAY; DARREN R. FAULKNER and
JAMIE L. FAULKNER; and CHRISTOPHER
H. ELLER,**

Defendants, and

**NORTHWESTERN HOUSING ENTERPRISES,
INC., EDWARD G. FOWLER,**

**Defendants and
Third-Party Plaintiffs,**

Vs.

**ST. PAUL TRAVELERS; and ST. PAUL FIRE
AND MARINE INSURANCE COMPANY,**

Third-Party Defendants.

ORDER

THIS MATTER is before the court on the Notice of Oral Argument. In accordance with Rule 7(b)(1), Federal Rules of Civil Procedure, such pleading is stricken.

ORDER

IT IS, THEREFORE, ORDERED that the Notice of Oral Argument (#59) is
STRICKEN.

Signed: December 27, 2007

Dennis L. Howell

Dennis L. Howell
United States Magistrate Judge

